IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 21ST NOVEMBER 2007 / 30TH KARTHIKA 1929

Bail Appl..No. 7095 of 2007()

(CRIME NO.508/07 OF CHATHANNOOR POLICE STATION)
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APPLICANT/ 3RD ACCUSED:

M.MUKESH, AGED 21 YEARS,
S/O.MURALEEDHARAN, MUNAMPUVIL VEEDU,
AYIRAMTHENGU CHERRI, KOTTIKADA P.O., KOLLAM.

BY ADV. SRI.ALAN PAPALI

RESPONDENTS: COMPLAINANT:

STATE OF KERALA (CRIME NO. 508/07
CHETHANNUR POLICE STATION) REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.GIKKU JACOB

THIS BAIL APPLICATION HAVING BEEM FINALLY HEARD ON 21/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A.No. 7095 2007 B

Dated this the 21st day of November, 2007

O R D E R

Application for regular bail. Petitioner faces allegations in a crime registered under section 308 read with 34 IPC. The petitioner had earlier come before this court with a prayer for anticipatory bail. By order dated 9.10.07 in B.A.6076/07 the petitioner's prayer for anticipatory bail was dismissed. He surrendered before the learned Magistrate on 12.11.07. He continues in custod, his application for regular bail having been dismissed by the learned Magistrate.

2. I have adverted to the facts in detail in the earlier order. This order must be read in continuation of that order and I am, hence, not adverting to the facts in any greater detail in this order.

3. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigator is granted time till 26.11.2007 to complete the investigation and I am satisfied that the petitioner can be released on bail subject to appropriate terms and conditions.

4. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions:-

i) The petitioner shall not be released from custody on the strength of this order prior to 26.11.2007;

ii) The petitioner shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months from the date of his release and thereafter, as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

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